

City of Detroit

CITY COUNCIL

Brenda Jones
President

Mary Sheffield
President Pro Tem



Janeé Ayers
Scott Benson
Raquel Castañeda-López
Gabe Leland
Roy McCalister, Jr.
André L. Spivey
James Tate

Janice M. Winfrey
City Clerk

REGULAR SESSION AGENDA

TUESDAY, OCTOBER 20, 2020

THIS MEETING WILL BE A VIRTUAL CITY COUNCIL MEETING

To attend by phone only, call one of these numbers: +1 929 436 2866, +1 312 626 6799, +1 669 900 6833, +1 253 215 8782, +1 301 715 8592, or +1 346 248 7799 Use Meeting ID: 330332554

With advance notice of seven calendar days, the City of Detroit will provide interpreter services at public meetings, including American Sign Language, language translation and reasonable ADA accommodations. Please contact the Civil Rights, Inclusion and Opportunity Department at (313) 224-4950, through the TTY number 711, or email crio@detroitmi.gov to schedule these services.

APPROVAL OF JOURNAL OF LAST SESSION

RECONSIDERATIONS:

UNFINISHED BUSINESS

PRESIDENT'S REPORT ON STANDING COMMITTEE REFERRALS AND OTHER MATTERS

BUDGET, FINANCE AND AUDIT STANDING COMMITTEE ***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE BUDGET, FINANCE AND AUDIT STANDING COMMITTEE:***

MISCELLANEOUS

1. **Council President Brenda Jones** submitting correspondence relative to concerns on Proposal N.
2. **Council Member Roy McCalister Jr.**, submitting memorandum relative to Awarded Contractors Payment.

INTERNAL OPERATIONS STANDING COMMITTEE

***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE
INTERNAL OPERATIONS STANDING COMMITTEE:***

MISCELLANEOUS

3. **Council President Brenda Jones** submitting memorandum relative to Legality of City Council Virtual Sessions.

4. **Council Member Roy McCalister Jr.**, submitting memorandum relative to Alleged EEOC violations at the Foundation Hotel.

**NEIGHBORHOOD AND COMMUNITY SERVICES STANDING
COMMITTEE**

***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE
NEIGHBORHOOD AND COMMUNITY SERVICES STANDING
COMMITTEE:***

**OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF
DEVELOPMENT AND GRANTS**

5. Submitting reso. autho. To submit a grant application to the Michigan Department of Natural Resources for the FY 2021 Urban and Community Forestry Grant. **(The General Services Department is hereby requesting authorization from Detroit City Council to submit a grant application to the Michigan Department of Natural Resources for the FY 2021 Urban and Community Forestry Grant. The amount being sought is \$12,500.00. The State share is 50 percent or \$12,500.00 of the grant amount and there is a required total match of 50 percent or \$12,500.00, which includes a \$7,000.00 cash match and \$5,500.00 of in-kind match. The total project cost is \$25,000.00.)**

GENERAL SERVICES DEPARTMENT

6. Submitting reso. autho. To acquire sixty-one (61) Parcels from the Detroit Land Bank Authority for various Park/Playground Projects. **(In accordance with the requirements of Detroit City Code, Section 2-1-12, City Council is required to approve any gift, grant, devise or bequest of real or personal property to be used for any public purpose. Pursuant to the Memorandum of Understanding (“MOU”) between the City of Detroit and the Detroit Land Bank Authority, approved by the Detroit City Council on May 5, 2015, the Detroit Land Bank Authority may not transfer ten (10) or more parcels of property received from the City to the same transferee within any rolling 12 month period without the prior approval of the Mayor and City Council.)**

7. Submitting reso. autho. To rename Stewart Park located at 12701 14th Street – to Sidney Barthwell, Sr. Memorial Park. **(The General Services Department is requesting authorization from your Honorable Body to rename Stewart Park, located at 12701 14th Street, to Sidney Barthwell, Sr. Memorial Park.)**

PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE

THE FOLLOWING ITEMS ARE TO BE REFERRED TO THE PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE:

HISTORIC DESIGNATION ADVISORY BOARD

8. Submitting report relative to Status of Certified Local Government Grants – Historic Fort Wayne. **(On July 31, 2019, the City of Detroit entered into a grant agreement with the Michigan State Historic Preservation Office (SHPO) to develop a specialized stabilization and mothballing plan for twenty-six (26) unoccupied buildings in the Historic Fort Wayne complex. This grant project is a partnership between the Historic Designation Advisory Board (HDAB) and General Services Department (GSD).**

LEGISLATIVE POLICY DIVISION

9. Submitting reso. autho. Comprehensive Report on the Community Benefits Ordinance Process. **(This report is in response to Councilmember Tate’s September 24, 2020 memorandum requesting the Legislative Policy Division (LPD) to provide a comprehensive analytical report on staff’s findings pertaining to all meetings related to proposed amendments to Chapter 12 of the 2019 Detroit City Code, Community Development Article VIII, Community Benefits, commonly known as the “Community Benefits Ordinance.” This report will provide a detailed timeline laying out how recommended revisions to the Community Benefits Ordinance were received, considered, revised, and vetted by council staff, members of the general public, development community, and the administration. Additionally, this report will provide a synopsis of recommended revisions that have the concurrence of both members of the general public as well as the development community based on the September 2019 community survey, and public forums which have taken place in January and July of 2020 respectively.)**
10. Submitting reso. autho. Community Fund for the State Fairgrounds Development. **(The Legislative Policy Division (LPD) has received a request from Council Member Raquel Castafieda-L6pez (Attachment I) for a report on the legality and feasibility of establishing a Community Fund for the State Fairgrounds development, including a review of the proposed structure provided by community advocates Doing Development Differently in Metro Detroit (D4).)**

MISCELLANEOUS

11. **Council President Brenda Jones** submitting memorandum relative to Amazon Income Tax Revenue Guarantee Follow Up.

PUBLIC HEALTH AND SAFETY STANDING COMMITTEE
***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE
PUBLIC HEALTH AND SAFETY STANDING COMMITTEE:***

**OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF
DEVELOPMENT AND GRANTS**

12. Submitting reso. autho. Request to Accept and Appropriate the FY 2021 Auto Theft Prevention Authority – Oakland County Grant. **(The Michigan State Police has awarded the City of Detroit Police Department with the FY 2021 Auto Theft Prevention Authority – Oakland County Grant for a total of \$66,124.20. The State share is \$66,124.20 of the approved amount, and there is a required cash match of \$44,082.80. The total project cost is \$110,207.00. The grant was adopted in the FY 2021 budget in the amount of \$97,248.00. The grant was awarded at a higher amount than was budgeted. We are requesting to increase appropriation 20741, in the amount of \$12,959.00, in order to reflect the total project cost of \$110,207.00.)**
13. Submitting reso. autho. Request to Accept and Appropriate the FY 2021 CRF Immunization Grant. **(The Michigan Department of Health and Human Services has awarded the City of Detroit Health Department with the FY 2021 CRF Immunization Grant for a total of \$435,558.00. The total project cost is \$435,558.00. There is no match requirement for this grant. The grant period is October 1, 2020 through December 30, 2020.)**
14. Submitting reso. autho. To submit a grant application to the Michigan Department of Transportation Alternatives Program Grant. **(The Department of Public Works, in partnership with the General Services Department, is hereby requesting authorization from Detroit City Council to submit a grant application to the Michigan Department of Transportation for the Transportation Alternatives Program Grant for Oakman Boulevard. The amount being sought is \$1,515,307.00. The State share is \$1,515,307.00 of the approved amount and there is a required cash match of \$378,827.00. The total project cost is \$1,894,134.00.)**

MISCELLANEOUS

15. **Council Member Raquel Castañeda-López** submitting memorandum relative to Revere Dock Collapse.
16. **Council Member Roy McCalister Jr.**, submitting memorandum relative to Traffic Issues on Livernois Ave.

VOTING ACTION MATTERS

OTHER MATTERS

COMMUNICATIONS FROM MAYOR AND OTHER

GOVERNMENTAL OFFICIALS AND AGENCIES

PUBLIC COMMENT

STANDING COMMITTEE REPORTS

BUDGET, FINANCE AND AUDIT STANDING COMMITTEE

OFFICE OF THE CITY CLERK/CITY PLANNING COMMISSION

17. **Ayers**, reso. autho. Neighborhood Enterprise Zone Certificate Applications for the rehabilitation of two residential units located at 81 Petersboro Avenue, Units 26 and 27 in the Petersboro Charlotte Neighborhood Enterprise Area. **(REPORTED OUT OF THE BUDGET, FINANCE AND AUDIT STANDING COMMITTEE ON 10-14-20 PENDING RECEIPT OF ADDITIONAL INFORMATION REGARDING AFFORDABILITY)**
18. **Ayers**, reso. autho. Neighborhood Enterprise Zone Certificate Application for the new construction of two single-family residential buildings located at 64 Mt. Vernon Avenue and 111 Chandler Drive in the Marwood Development Neighborhood Enterprise Zone area.
19. **Ayers**, reso. autho. Neighborhood Enterprise Zone Certificate Applications for the rehabilitation of seventy rental apartment units in a multi-family residential building located at 3444 Second Avenue in the GW 1 Cass Neighborhood Enterprise Zone Area.

INTERNAL OPERATIONS STANDING COMMITTEE

OFFICE OF CONTRACTING AND PROCUREMENT

20. **McCalister**, reso. autho. **Contract No. 6003055** - 100% City Funding – To Provide an Agreement to Lease Suites 1225 and 1230 Located at 615 Griswold, Detroit, Michigan. – Contractor: Ford Building Rino, LLC – Location: 615 Griswold Street Suite 1201, Detroit, MI, 48226 – Contract Period: Upon City Council Approval; 87 Months Post Construction and Rent Commencement – Total Contract Amount: \$780,427.41. **INSPECTOR GENERAL**
21. **McCalister**, reso. autho. **Contract No. 3045778** - 100% Grant Funding – To Provide Three Hundred Fifty (350) Laptops and One Hundred Seventy-Five (175) Printers for the November Election. – Contractor: Sehi Computer Products, Inc. – Location: 2930 Bond Street, Rochester Hills, MI 48309 – Contract Period: Upon City Council Approval through October 30, 2020 – Total Contract Amount: \$270,025.00. **ELECTIONS**
22. **McCalister**, reso. autho. **Contract No. 3045877** - 100% Grant Funding – To Provide Ballot Scanning Software for August and November Elections and Software Modules. – Contractor: Konnech – Location: 4211 Okemos Road Suite

3 & 4, Okemos, MI 48864 – Contract Period: Upon City Council Approval through June 30, 2021 – Total Contract Amount: \$186,624.00.

ELECTIONS (REPORTED OUT OF THE INTERNAL OPERATIONS STANDING COMMITTEE ON 10-14-20 PENDING ADDITIONAL CORRECTED INFORMATION)

LAW DEPARTMENT

23. **McCalister**, reso. autho. **Settlement** in lawsuit of McDonald, Jeanine v City of Detroit and Rainey Henley; Case No: 19-011228-NI; File No: L19-00581 PH in the amount of \$25,000.00 in full payment for any and all claims which Jeanine McDonald may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained.
24. **McCalister**, reso. autho. **Settlement** in lawsuit of Bruce T. Wood v City of Detroit; Case No. 15-012410-NF; File No. L5-00849 (MBC) in the amount of \$150,000.00 in full payment for any and all claims which Bruce Wood may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about July 3, 2015.
25. **McCalister**, reso. autho. **Settlement** in lawsuit of ZMC Pharmacy, LLC (Henry Brownlee) v. City of Detroit 31st District Court; Case No. 19-00900-GC; File No. L19-00243 in the amount of \$4,000.00 in full payment for any and all claims which ZMC Pharmacy, LLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about August 2, 2014.
26. **McCalister**, reso. autho. **Settlement** in lawsuit of Chantese Bailey v. City of Detroit and Daniel Bullock, et al. Wayne County Circuit Court Case No. 19-007511-NI; File No. L19-00334(PMC) in the amount of \$57,500.00 in full payment for any and all claims which Chantese Bailey may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about September 6, 2018.
27. **McCalister**, reso. autho. **Order of Dismissal and Enter into an Agreement to Arbitrate** in lawsuit of Jeffrey Sanders v City of Detroit, Department Transportation; Case No. 19-003803-NF; File No. L19-00195 in an amount not to exceed \$90,000.00.

HUMAN RESOURCES DEPARTMENT/CLASSIFICATION & COMPENSATION ADMINISTRATION

28. **McCalister**, reso. autho. Request to Amend the Official Compensation Schedule. **(Recommendation is submitted to amend the 2020 – 2021 Official Compensation Schedule to include the pay range for the following classification; Class Code: 22-20-30; Classification: Clinical Operations Manager; Salary Range: \$72,833 - \$101,967. The above recommendation is at the request of Chrisanthia Westbrook, Operations Manager – Health**

and Angelique Rodriguez, Director of Operations – Health, based on the current operational needs of the Detroit Health Department (DHD).)

29. **McCalister, reso. autho. Request to Amend the Official Compensation Schedule. (Recommendation is submitted to amend the 2020 – 2021 Official Compensation Schedule to include the pay range for the following classification; Class Code: 22-20-68; Classification: Nursing Director; Salary Range: \$85,731 - \$133,956. The above recommendation is at the request of Chrisanthia Westbrook, Operations Manager – Health and Angelique Rodriguez, Director of Operations – Health, based on the current operational needs of the Detroit Health Department (DHD).)**

HUMAN RESOURCES DEPARTMENT/LABOR RELATIONS DIVISION

30. **McCalister, reso. autho. Implementation of Rescission of Wage and Step Increases and/or Bonus Payments Scheduled for July 1, 2020 through June 30, 2021 for the Foreman's Association of American - Non Supervisory (FAA- Non-Supervisory) (Labor Relations presented a written proposal to the FAA- Non-Supervisory for the elimination of economic increases negotiated beginning July 1, 2020; and based on mutual consideration, the 2019- 2023 Collective Bargaining Agreement (CBA) has been amended.)**
31. **McCalister, reso. autho. Implementation of Rescission of Wage and Step Increases and/or Bonus Payments Scheduled for July 1, 2020 through June 30, 2021 for the Foreman's Association of American -Supervisory (FAA - Supervisory) (Labor Relations presented a written proposal to the FAA - Supervisory for the elimination of economic increases negotiated beginning July 1, 2020; and based on mutual consideration, the 2019 - 2023 Collective Bargaining Agreement (CBA) has been amended.)**
32. **McCalister, reso. autho. Implementation of Rescission of Wage and Step Increases and/or Bonus Payments Scheduled for July 1, 2020 through June 30, 2021 for the International Union of Operating Engineers, Local 324 - Operating Engineers (IUOE, Local 324 - Operating Engineers) (Labor Relations presented a written proposal to the IUOE, Local 324 - Operating Engineers for the elimination of economic increases negotiated beginning July I, 2020; and based on mutual consideration, the 2019 - 2023 Collective Bargaining Agreement (CBA) has been amended.)**
33. **McCalister, reso. autho. Implementation of Rescission of Wage and Step Increases and/or Bonus Payments Scheduled for July 1, 2020 through June 30, 2021 for the International Union of Operating Engineers, Local 324 - Park Management (IUOE, Local 324 - Park Management) (Labor Relations presented a written proposal to the IUOE, Local 324 - Park Management for the elimination of economic increases negotiated beginning July 1,**

2020; and based on mutual consideration, the 2019 - 2023 Collective Bargaining Agreement (CBA) has been amended.)

34. **McCalister**, reso. autho. Implementation of Rescission of Wage and Step Increases and/or Bonus Payments Scheduled for July 1, 2020 through June 30, 2021 for the Service Employees International Union - Supervisory (SEIU – Non-Supervisory) **(Labor Relations presented a written proposal to the SEIU – Non-Supervisory for the elimination of economic increases negotiated beginning July 1, 2020; and based on mutual consideration, the 2019-2023 Collective Bargaining Agreement (CBA) has been amended.)**
35. **McCalister**, reso. autho. Implementation of Rescission of Wage and Step Increases and/or Bonus Payments Scheduled for July 1, 2020 through June 30, 2021 for the Service Employees International Union - Supervisory (SEIU - Supervisory) **(Labor Relations presented a written proposal to the SEIU - Supervisory for the elimination of economic increases negotiated beginning July 1, 2020; and based on mutual consideration, the 2019 - 2023 Collective Bargaining Agreement (CBA) has been amended.)**

RESOLUTIONS

36. **McCalister**, reso. autho. Appointment of Mike Rafferty to the Board of Ethics.
37. **McCalister**, reso. autho. Reappointment of Alex Schultz-Spradlin to the Board of Review – District 2.
38. **McCalister**, reso. autho. Reappointment of Willie Donwell to the Board of Review – District 4.

NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE

OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF DEVELOPMENT AND GRANTS

39. **Sheffield**, reso. autho. To submit a grant application to the Tony Hawk Foundation for the Built To Play Grant. **(The General Services Department is hereby requesting authorization from Detroit City Council to submit a grant application to the Tony Hawk Foundation for the Built To Play Grant. The amount being sought is \$140,000.00. The foundation share is \$140,000.00 of the approved amount and there is a required cash match of \$90,000.00. The total project cost is \$230,000.00.)**

GENERAL SERVICES DEPARTMENT

40. **Sheffield**, reso. autho. 2017-18 Wayne County IGA Extension Amendment. **(The General Services Department is requesting authorization of your Honorable Body to accept the amendment of the 2017-18 Wayne County Intergovernmental Agreement; this amendment is a time extension through**

January 31, 2021. Due to the COVID 19 pandemic there was a delay in completing park projects at Farwell Playground, Perrien Park, Appleton Park, and Weaver-Penrod Park. A time extension will allow us to complete these projects and process invoices for payment.)

PUBLIC HEALTH AND SAFETY STANDING COMMITTEE

OFFICE OF CONTRACTING AND PROCUREMENT

41. **Benson, reso. autho. Contract No. 3045652 - 100% Federal Funding – To Provide a Commercial Demolition to 8600 Traverse (Group 170). – Contractor: Inner City Contracting, LLC – Location: 18701 Grand River, Detroit, MI 48223 – Contract Period: Upon City Council Approval through October 15, 2021 – Total Contract Amount: \$34,910.00. HOUSING AND REVITALIZATION**

42. **Benson, reso. autho. Contract No. 3045546 - 100% Federal Funding – To Provide a Commercial Demolition to 12816 Buena Vista (Group 167). – Contractor: Inner City Contracting, LLC – Location: 18701 Grand River, Detroit, MI 48223 – Contract Period: Upon City Council Approval through October 15, 2021 – Total Contract Amount: \$58,050.00. HOUSING AND REVITALIZATION**

OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF DEVELOPMENT AND GRANTS

43. **Benson, reso. autho. To Accept and Appropriate a Sub-award of the 2018 and 2019 Operation Stonegarden Grant. (The Wayne County Homeland Security Emergency and Management Department has awarded the City of Detroit Police Department with a sub-award of the 2018 and 2019 Operation Stonegarden Grant (OPSG). The total amount for 2018 OPSG is \$38,400.00 and the total amount for 2019 OPSG is \$31,935.00. The 2018 OPSG was adopted in the FY 2019 budget in the amount of \$10,000.00. The grant was awarded at a higher amount than was budgeted. We are asking for an increase in appropriation 20448, in the amount of \$28,400.00, in order to reflect the total project cost of \$38,400.00. There is no match requirement for this grant.)(PULLED FROM THE NEW BUSINESS AGENDA ON 10-13-20 AND POSTPONED AS DIRECTED UNTIL 10-20-20)**

DEPARTMENT OF PUBLIC WORKS

44. **Benson, reso. autho. Petition of The Parade Company (#1331), request to install 50 banners on Woodward Ave. between John R. St. and Jefferson Ave. from November 02, 2020 to November 27, 2020 in order to commemorate the 2020 America's Thanksgiving Parade. (The Department of Public Works, Traffic Engineering Division received the above referenced petition. This department has no objections to the placement of banners, provided that the banner installation is in compliance with the banner policy adopted by your Honorable Body on November 30, 2001)**

DEPARTMENT OF PUBLIC WORKS/CITY ENGINEERING DIVISION

45. **Benson**, reso. autho. Petition of Grand Lahser LLC, **(1164)** request to outright vacate the public alley bounded by Grand River Avenue, Redford Avenue, and Lahser Avenue. The request is being made to clarify ambiguous language used in the 1924-1925 vacation. **(All other involved City Departments, and privately owned utility companies have reported no objections to the outright vacation of the alley. Provisions protecting utility installations are part of the attached resolution.)**

46. **Benson**, reso. autho. Petition of ODM Parking Properties, **(1293)** request to vacate and convert to easement the public alley between Clifford Street and Park Avenue, bounded by Montcalm Street and Fisher Freeway Service Drive. The request is being made for the construction of a parking owned by ODM Parking Properties, LLC.

NEW BUSINESS

CONSENT AGENDA

MEMBER REPORTS

ADOPTION WITHOUT COMMITTEE REFERENCE

COMMUNICATIONS FROM THE CLERK

47. Report on approval of proceedings by the Mayor.

TESTIMONIAL RESOLUTIONS AND SPECIAL PRIVILEGE